

"PATENT"

## TRANSMITTAL FORM

Appl. No. : 10/014,700 Confirmation No.: 3769  
Applicant : Jeffrey J. O'BRIEN, *et al.*  
Filed : October 22, 2001  
TC/A.U. : 1771  
Title: : "POROUS POLYETHYLENE MEMBRANE"  
Examiner : Hai VO  
Docket No. : 10041-3  
Customer No. : 23455 Date: October 8, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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OCT 08 2003  
PETITIONS OFFICE

Sir:

- [ X ] The undersigned hereby certifies that this Petition For Revival Under 1.137(b), Amendment Under 37 CFR § 1.111; and Terminal Disclaimer is being facsimile transmitted to the United States Patent and Trademark Office, Mail Stop PETITION (Fax No. 703/308-6916) on October 8, 2003.

Susan Engelmann

(Typed or printed name of person mailing paper or fee)

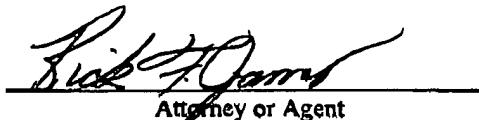
  
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Transmitted herewith is an Petition For Revival Under 1.137(b), Amendment Under 37 CFR § 1.111; and Terminal Disclaimer in the above-identified application.

- [ ✓ ] Fee for Petition For Revival Under 1.137(b) is \$1,330.00.  
[ ✓ ] Fee for Amendment Under 37 CFR § 1.111 is \$0.00.  
[ ✓ ] Fee for Terminal Disclaimer Under 37 CFR § 1.321(c) is \$110.00.  
[ ✓ ] The total fee for this Petition For Revival Under 1.137(b), Amendment Under 37 CFR § 1.111; and Terminal Disclaimer and any extension of time is calculated to be \$1,440.00.  
[ ✓ ] Charge \$1,440.00 to Deposit Account No. 05-1712.  
[ ✓ ] The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account No. 05-1712.

October 8, 2003

Date of Signature

  
Attorney or Agent  
Rick F. James  
Registration No. 48,772

Post Office Address (to which correspondence is to be sent):  
ExxonMobil Chemical Company  
Law Technology  
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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)  
**10041/3**First named inventor: **Jeffrey James O'BRIEN**Application N .: **10/014,700**Group Art Unit: **1771**Filed: **October 22, 2001**Examiner: **Hai VO**Title: **"POROUS POLYETHYLENE MEMBRANE"**Attention: Office of Petitions  
MAIL STOP PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (703) 308-6916**FAX RECEIVED****OCT 08 2003****PETITIONS OFFICE**

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**☐ Small entity-fee \$\_\_\_\_ (37CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee **\$1,330.00** (37 CFR 1.17(m))☒ The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to:

Deposit Account Number

**05-1712**Deposit Account Name: **ExxonMobil Chemical - Polymers Center****2. Reply and/or fee****A. The reply and/or fee to the above-noted Office action in the form of Amendment Under 37 CFR § 1.111 (identify type of responses):**

- ☐ has been filed previously on \_\_\_\_\_.
- ☒ is enclosed herewith.

**B. The issue fee of \$**

- ☐ has been paid previously on \_\_\_\_\_.
- ☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

10041-1-US-2003 Oct08-Petition Rev. 03.doc

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## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, a terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional [MPEP 711.03(c)(III)(C) and (D)].

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Date: October 8, 2003

  
Rick F. James  
Registration No. 48,772

Post Office Address (to which correspondence is to be sent)  
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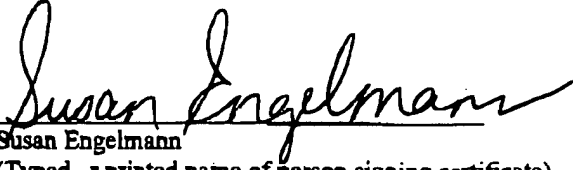
- Enclosures:
- ☒ Fee Payment
  - ☒ Reply
  - ☐ Terminal Disclaimer Form
  - ☐ Additional sheets containing statements establishing unintentional delay
  - ☐ Other:

By completing the Certificate of Mailing, below, the date mailed will be considered the date this correspondence is filed.

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

- ☐ I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: MAIL STOP PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

Date: October 8, 2003

  
Susan Engelmann  
(Typed or printed name of person signing certificate)